App. F. IX-4

Previous References.
Cb 16-40 (1-2)

1941.
(Cb-)

File No. 214-41
Serial Nos. 1-4

Later References.

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. ~~four~~ only

Part B for May '42

SUBJECT.

Amendment to Rules 7 & 88 of the Civil Rules of Practice and Circular Orders Vol I so as to permit 12 ths of paper being used for every plaint etc.

Order No P 4989 dt 1.5.42

To

Registrar H.C

Sanctions —

destroy

C. G. Vajravelu
22.5.42

Serial No.

From
The Registrar High Court
No Roc 731 Dt 18.3.42

Requests Sanction to Amend Rules 7 & 88 of the Civil Rules of practice and circular orders Vol I so as to permit 12 lbs of paper being used for every plaint etc.

R

Reference is invited to G.O. Dt 26.7.1940 according Sanction to amend Rule 88 of the Civil Rules of practice Vol I so as to permit the use of durable white paper weighing not less than 12 lbs a ream instead of paper weighing not less than 15 lbs a ream.

2) In the present letter the High Court ~~High Court~~ have solicited Sanction to the amendment of Rules 88 and 7 of the Civil Rules of practice so as to permit 12 lbs of paper being used instead of 15 lbs paper.

NOTE—Cont. Sheet.

WD 04155—GPB—55,000—23-10-41

Amendment of Rules 7 & 88 of Civil Rules of practice Vol I

5117

CS File No. of 194 . General and Revenue Secretariat

Serial No.

3) The High Court have not made any reference to the G.O. dt 26-7-1940 amending Rule 88 of the Civil Rules of practice Vol I and it is not clear as to whether the existing amendment as per G.O. dt 26.7.1940 will not meet the requirements of the case.

4) It is for orders as to whether the High Court may be addressed in the matter

CPC 2(3)

5) It seems, the High Court have not addressed in respect of Rule 88 - Hon'ble attention of the High Court may be drawn to Hon'ble orders, if on reply from further action may be taken.

Law Secy 3/3/42

SECY. L. DEPT. 2401 20 MAR 1942 GOVT OF MYSORE

6) Hon'ble 20/3/42

20/3/42

Amendment of Rules 7 & 88 of Civil Rules of Practice

5113
5744

General and Revenue Secretariat — to File No. 214 of 1941. — [App. F. III-2

OFFICE OF THE MINISTER FOR LAW
APR 25 1942
No 1169

Serial No. 1) Submitted with a draft
CAM 24/5
8) Hm 3 24/3/42

2 Issued No P4414 dy 25.3.42

Law A

From
The Registrar High Court
No Roc 731/41-42 dy 21.4.1942
States that the amendments proposed ~~in~~ provides for the use of the 8 lbs paper for law important purposes.

P & D I 15

9) It is for orders as to whether the proposals of the High Court may be approved.
CAM 24/4
The proposals of High Court may be approved, as they provide for the use of 8 lbs paper also.

SEC. DEPT. 24 APR 21 APR. 1942 GOVT. OF INDIA

Law Secretary 3 24/4
May be approved
Minister for Law. Hm 2 25.4.42
25/4 3 25/4/42
Hm 2 27/4/42
3 25/4/42

NOTE—Cont. Sheet.

WD 04155--GPB—55,000—23-10-41

File No. 214 of 1941. General and Revenue Secretariat

Serial No.

Submitted with a draft of a G.O.

May be approved
Law Secretary 3/5/42

28/4

SECY. LAW DEPT. 3648 29 APR 1942 GOVT OF MYSORE

Hm 2 29/4/42

Hm 29/4/42

To the Hon. High Court of Mysore

Sonap-449849 1-5-42

Sanctioned.

B 20/5/42

S 113 841

R. O. C. No. 731
D. Dis. 41-42

Encl: one

HIGH COURT OF MYSORE,
Public Office Buildings, Cubbon Park,
Bangalore, 18th March *194*2.

FROM

N. SAMAIENGAR, Esq., B.A., LL.B.,
~~T. SAMAIENGAR, Esq., B.A., B.L.,~~
Registrar, High Court of Mysore.

C/S 214-41-1

To ~~XXX~~

H.V. NARAYANA RAO, Esq., B.A., LL.B.,
Secretary to the Government of Mysore,
Law Department, BANGALORE.

SECY. LAW DEPT. 19 MAR 1942 GOVT OF MYSORE

SIR,

M 913

I am directed to state that Rules 7 and 88 of the Civil Rules of Practice and Circular Orders, Volume I, 1936, prescribe respectively the use of 15 lbs paper for every memorandum of appeal, petition, affidavit, application, memorandum or list of documents, copy of a document or other paper presented to or filed in the High Court except documentary evidence and 12 lbs. paper for every plaint memorandum of appeal, written statement, petition, affidavit, deposition, application, memorandum or list of documents, copy of a document or other paper presented to or filed in any other Court except documentary evidence. But representations have been made to the High Court by Law Associations that permission to use lighter paper may be granted temporarily in view of the heavy cost of paper and the difficulty of getting paper of good quality in present conditions.

2. The Judges of the High Court are of opinion that for the present 12 lbs paper may be used for every plaint, memorandum of appeal, written statement and petition presented to any Court including the High Court and 8 lbs paper for all other purposes.

3. I am directed to request therefore that the Government may be pleased to sanction the amendments as set out in the enclosed

drafts.

drafts. Though the amendments cannot be made appropriately now for any specified period, it is intended that when normal conditions are restored, the use of heavier paper should be required as before.

I have the honour to be,
Sir,
Your most obedient servant,

N. Samaiengnl

REGISTRAR.

HIGH COURT OF MYSORE AT BANGALORE.

Under Section 130 of the Code of Civil Procedure, 1911, the High Court (with the previous sanction of the Government) hereby directs that the following be substituted for Rule 7 printed at page 2 of the Civil Rules of Practice and Circular Orders, Volume I 1936:-

Every memorandum of appeal, petition, affidavit, application, memorandum or list of documents, or other paper presented to or filed in the High Court except documentary evidence shall be fairly and legibly written, typed or printed or partly written, partly typed or partly printed on durable white paper 13 inches long and 8½ inches wide with an inner margin about an inch wide and an outer margin about two inches and half wide and made up as neatly as may be in the form in which the records are now printed for the High Court, the writing or printing to be on both sides of the paper and numbers being expressed in figures. For every memorandum of appeal or petition, paper weighing not less than 12 pounds a ream shall be used; for other purposes paper weighing not less than 8 pounds a ream shall be used.

REGISTRAR.

HIGH COURT OF MYSORE AT BANGALORE.

Under Section 130 of the Code of Civil Procedure, 1911, the High Court (with the previous sanction of the Government) hereby directs that the following be substituted for Rule 88 printed at page 28 of the Civil Rules of Practice and Circular Orders, Volume I (1936):-

Every plaint, memorandum of appeal, written statement, petition, affidavit, deposition, application, memorandum or list of documents, copy of a document or other paper presented to or filed in any Court except documentary evidence shall be fairly and legibly written, typed or printed or partly written, partly typed or partly printed on durable white paper 13 inches by 8½ inches with an inner margin about an inch wide and an outer margin about two and half inches wide and made up bookways as neatly as may be in the form in which records are printed for the High Court, the writing or printing to be on both sides of the paper and numbers being expressed in figures. For every plaint, written statement or petition, paper weighing not less than 12 pounds a ream shall be used; for other purposes paper weighing not less than 8 pounds a ream shall be used.

M. Samaiengar

REGISTRAR.

No. P4414. Cts 214-41-2 dt 25.3.42

G. R. S. App. F. G. 3.

GENERAL AND REVENUE SECRETARIAT.

(*Continuation sheet draft form.*)

To
The Registrar
High Court

Sir

With reference to your letter No RoC 731/41-42 dt 18.3.1942 in the matter of amending Rules 7 & 88 of the Civil Rules of practice Vol I, I am directed to invite reference to G.O. No P 586-8/cts 16-40-2 dt 26.7.1940 sanctioning the amendment of Rule 88 of the Civil Rules of practice Vol I by substituting the number "12" for "15" and to enquire whether it is still considered necessary

1005
dtd 7.4.43

WD 0186—GPR—15,000—6-9-34

to amend rule 88 as proposed in Your letter under reference.

I have the
honour
to be
Sir
Your
Most Obedient
Servant

5744 241

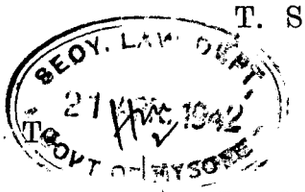
R. O. C. No. 731/41
D. Dis. 42

HIGH COURT OF MYSORE,
Public Office Buildings, Cubbon Park,
Bangalore, 21 April, *1942.*

FROM

T. SHAMIENGAR, ESQ., B.A., B.L.,
Registrar, High Court of Mysore.

Cb 214-41-3



H. V. NARAYANA RAO, Esq., B.A., LL.B.,
Secretary to Government, Law Department,
BANGALORE.

SIR,

With reference to your letter No.P.4414/Cts.214-41-2, dated 25-3-1942, regarding amendment of Rules 88 of the Civil Rules of Practice and Circular Orders, Volume I, I am directed to state that Rule 88, as it stands, does not provide for the use of 8 lbs. paper for any purpose. The amendment now proposed by the High Court makes provision for the use of 8 Lbs. paper for purposes other than those for which 12 lbs. paper is specifically required. Even 12 lbs. paper is inconveniently expensive at present; and in the opinion of the Judges 8 lbs. paper may be used in the present circumstances for the less important purposes for which it is not now proposed to insist on the use of 12 lbs. paper.

I have the honour to be,
Sir,
Your most obedient servant,

T. Shamiengar
REGISTRAR.

MSN.

G. R. S. App. F VI—G 2]

SUBJECT .....

.....

.....

Diary No. of letter replied to .....

Section. C5

File No. 216-41

Serial No. 4

General and Revenue Secretariat

( )

the *193* :

Proceedings of the Government of His Highness the Maharaja of Mysore

Date of issue 1/5/42 193

Read—

G.O. No. P. 586-8/Ct 16-40-2 Dt 26-7-1940 Sanctioning the amendment of Rule 88 of the Civil Rules of Practice, Vol I (1936 Edition) by substituting therein the figure "12" for the figure "15"

Signed by ..... Mr. K.P.P.

~~Order thereon. No.~~

(2) Correspondence ending With letter No ROC 731/41-42 Dt 21.4.1942 from the Registrar High Court of Mysore requesting Sanction to amend Rules 7 and 88 of the Civil Rules of

May this be—

(i) printed ?

(ii) treated as a standing order ?

(iii) published in the Gazette, English Part ?

(iv) translated ?

(v) placed at the disposal of the press ?

(vi) published in the Gazette, Kannada Part ?

practice Vol I as set out in the appended statements

order P4958/Secr 2 Dt 1.5.42

Sanctioned

Hm
2
29/4/42
Secretary to Govt
Law Dept

To

The Registrar High Court

List of Enclosure

Copied by

Examined by

WD 0564—GPB—22,500—9-1-39

PROCEEDINGS OF THE GOVERNMENT OF HIS HIGHNESS
THE MAHARAJA OF MYSORE.

R E A D :-

Government Order No.P.586-8/Cts.16-40-2 dated 26-7-1940 sanctioning the amendment of Rule 88 of the Civil Rules of Practice, Volume I (1936) Edition) by substituting therein the figure "12" for the figure "15".

2. Correspondence ending with letter No.R.O.C.731/41-42 dated 21-4-1942 from the Registrar, High Court of Mysore, requesting sanction to amend Rules 7 and 88 of the Civil Rules of Practice, Volume I as set out in appended statements.

O R D E R No.P. 4989 Ch 214-41-4

Dated, Bangalore ~~April~~ 1942.

S A N C T I O N E D.

Secretary to Government,
Law Department.

To

The Registrar, High Court of Mysore.

Cpg/2.